

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, NOVEMBER 30, 1999
COUNTY COMMISSIONERS CHAMBERS
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.**

Commissioners Present: Larry Hudkins, Vice Chair
Bernie Heier
Linda Steinman
Bob Workman

Commissioners Absent: Kathy Campbell, Chair (Absent due to injury)

Others Present: Norm Agena, County Assessor
Kerry Eagan, Chief Administrative Officer
Dave Johnson, Deputy County Attorney
Bruce Medcalf, County Clerk
Gwen Thorpe, Deputy County Clerk

- 1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, November 23, 1999. (A copy of these minutes is on file in the Office of the Lancaster County Clerk.)**

MOTION: Heier moved and Steinman seconded approval of the minutes of the Board of Equalization dated November 23, 1999. On call Hudkins, Heier, Workman and Steinman voted aye. Motion carried.

- 2) **ADDITIONS AND DEDUCTIONS:**

Approval of 4 additions and deductions to the tax assessment rolls per Exhibit "A". (19992351)

MOTION: Workman moved and Heier seconded approval. On call Heier, Steinman, Hudkins and Workman voted aye. Motion carried.

- 3) **APPROVAL OF THE FOLLOWING MOTOR VEHICLE TAX EXEMPTIONS:**

**Lincoln Action Program, Inc.
Nebraska Annual Conference of the United Methodist Church
School Sisters of Christ the King
St. Monica's**

MOTION: Steinman moved and Heier seconded approval of motor vehicle tax exemptions for Lincoln Action Program, Inc., School Sisters of Christ the King and St. Monica's and to approve a motor vehicle tax exemption for Nebraska Annual Conference of the United Methodist Church subject to the vehicle(s) being titled and registered to the applicant. On call Steinman, Workman, Heier and Hudkins voted aye. Motion carried.

4) **DENIAL OF A MOTOR VEHICLE TAX EXEMPTION:**

Saint Paul United Methodist Church

MOTION: Steinman moved and Heier seconded to accept the Treasurer's recommendation and deny the motor vehicle tax exemption for Saint Paul United Methodist Church because the application was untimely filed.

Reverend Fred Snyder appeared and stated it was an error of omission rather than intentional.

Norm Agena, County Assessor, explained that the Treasurer recommends approval or denial, however, the statute says that the application must be filed 15 days prior to renewal or during the month of renewal. He added that the County Board is not in the position to do anything regarding the denial.

ROLL CALL: Workman, Hudkins, Steinman and Heier voted aye. Motion carried.

The Vice Chair recessed the Board of Equalization meeting until 2:25 p.m. when it was reconvened.

5) **APPEAL OF PENALTY IMPOSED ON PERSONAL PROPERTY:**

Precision Collision (19992333)

The Assessor recommended \$25 for the penalty against personal property.

MOTION: Steinman moved and Heier seconded to accept the Assessor's recommendation and assess \$25 for the penalty against personal property for Precision Collision. On call Hudkins, Steinman, Workman and Heier voted aye. Motion carried.

6) **NOTICE OF VALUATION CHANGE FOR OMITTED OR UNDERVALUED PROPERTY:**

**Charlotte Hotovy
Scott & Jodie Jantz
Victor & Fern Lind**

The Assessor recommended the value be set at \$18,087 for Charlotte Hotovy, \$29,863 for Scott and Jodie Jantz and \$37,842 for Victor and Fern Lind.

MOTION: Steinman moved and Heier seconded to accept the Assessor's recommendation and set the value at \$18,087 for Charlotte Hotovy, \$29,863 for Scott and Jodie Jantz and \$37,842 for Victor and Fern Lind. On call Steinman, Workman, Hudkins and Heier voted aye. Motion carried.

7) **ADJOURNMENT:**

MOTION: Workman moved and Steinman seconded adjournment of the Board of Equalization meeting. On call Heier, Workman, Hudkins and Steinman voted aye. Motion carried.

Bruce Medcalf
County Clerk

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Others Present: Kerry Eagan, Chief Administrative Officer
Dave Johnson, Deputy County Attorney
Bruce Medcalf, County Clerk
Gwen Thorpe, Deputy County Clerk

- 1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, November 23, 1999. (A copy of these minutes is on file in the Office of the Lancaster County Clerk.)**

MOTION: Heier moved and Steinman seconded approval of the Board of Commissioners minutes dated November 23, 1999. On call Hudkins, Heier, Workman and Steinman voted aye. Motion carried.

- 2) **CLAIMS: Approval of all claims processed through Tuesday, November 30, 1999.**

MOTION: Workman moved and Heier seconded approval. On call Heier, Steinman, Hudkins and Workman voted aye. Motion carried.

- 3) **SPECIAL PRESENTATIONS:**

A. Presentation of the Lancaster County Namesake Portrait - John Schleicher, Education and Statewide Services Coordinator for the Nebraska State Historical Society

John Schleicher, Education and Statewide Services Coordinator for the Nebraska State Historical Society, appeared and gave a brief background in connection with the Historical Society. He also explained that the Lancaster County Namesake consists of a sixteen by twenty inch framed photograph of the former courthouse, which was demolished in 1969, and a brief account of the formation and early history of the county.

Hudkins accepted the Lancaster County Namesake on behalf of the citizens of Lancaster County and the County Board.

B. The County-City Volunteer of the Month Award was presented to Carl Tesch for his services with Urban Development.

4) **PUBLIC HEARINGS:**

A manager application for Dawn M. Nielsen in connection with a Class E (Beer Off Sale Only) and a Class K (Wine Off Sale Only) liquor license for Whitehead Inc. dba/U-Stop Convenience located at 6600 North 84th Street in Lancaster County, Nebraska. (19992281) (19992310) (19992380) (19992373)

Hudkins opened the public hearing and asked if anyone wished to testify in favor of the application.

No one appeared and Hudkins asked if anyone wished to testify in opposition or in a neutral position.

Dave Johnson, Deputy County Attorney, requested that the recommendations from the County Engineer, Health Department and the County Sheriff be marked as exhibits.

Hudkins closed the hearing and noted action would be taken on Tuesday, December 7, 1999.

5) **NEW BUSINESS:**

A. A contract with Dome Corporation of North America for the construction of the County Engineer's salt dome at Sprague, Nebraska (Project 00-04), beginning November 22, 1999 and ending May 5, 2000. The County will pay \$87,700 for the project. (19992349)

MOTION: Workman moved and Steinman seconded approval. On call Steinman, Workman, Hudkins and Heier voted aye. Motion carried.

B. A contract with Griffin Grant Writing and Consulting for professional grant writing services, with a \$95,000 retainer. (19992365)

Kerry Eagan, Chief Administrative Officer, noted that he and Dave Johnson, Deputy County Attorney had concerns regarding some of the language in the contract and that Griffin Grant Writing and Consulting has agreed to change. He added all references for the company have been checked and that they were all positive.

Eagan stated Dave Kroeker, Budget and Fiscal Officer, suggested that a performance bond be issued to guarantee that the County would not lose the \$95,000 retainer. Griffin Grant Writing and Consulting have agreed to the performance bond.

Eagan added that the language has been written so that the agreement can be amended to include the City.

MOTION: Steinman moved and Heier seconded approval. On call Heier, Workman, Hudkins and Steinman voted aye. Motion carried.

- C. A resolution directing the County Engineer to conduct a study regarding the vacation of a portion of a County road on Liberty Lane from Cromwell Road and Dawn Avenue in Lancaster County, Nebraska. (19992348)**

MOTION: Steinman moved and Heier seconded approval of Resolution 99-2348.

In response to a question asked by Steinman, Mike DeKalb, Planning Department, stated that since the request for vacation is within the three-mile jurisdiction the item will be scheduled as an item before the Planning Commission. The vacation will need approval/denial by both the County Board and the City Council.

ROLL CALL: Steinman, Workman, Heier and Hudkins voted aye. Motion carried.

- D. Recommendation from the Purchasing Agent and Lancaster Manor to award a bid to Gagner Restoration, in the amount of \$16,114, for replacement of window and door caulking and painting of fascia and exterior trim for Lancaster Manor. (19992358)**

MOTION: Steinman moved and Workman seconded approval.

Workman stated there were five bids ranging from \$16,000 up to \$44,000.

ROLL CALL: Heier, Workman, Steinman and Hudkins voted aye. Motion carried.

- E. Recommendation from the Purchasing Agent and the County Engineer to award a bid to LCL Truck Equipment, Inc., in the amount of \$22,562, for one new truck body and various attachments as specified by the County Engineer. (19992357)**

MOTION: Workman moved and Steinman seconded approval. On call Steinman, Hudkins, Heier and Workman voted aye. Motion carried.

- F. Recommendation from the Purchasing Agent and the County Engineer to award a bid to Park Place Pontiac-Cadillac-GMC, in the amount of \$64,121, for two, 25,000 GVWR cab and chassis. (19992359)**

MOTION: Workman moved and Steinman seconded approval. Workman, Hudkins, Steinman and Heier voted aye. Motion carried.

- G. Recommendation from the Purchasing Agent and the County Engineer to award a bid to Park Place Pontiac-Cadillac-GMC, in the amount of \$37,686.25, for one, 29,000 GVWR cab and chassis. (19992360)**

MOTION: Workman moved and Steinman seconded approval. On call Hudkins, Workman, Heier and Steinman voted aye. Motion carried.

H. Appointment of Grace Porter, Sara Goomis, Patricia Wilson, Sandra Miller, Dan Alberts, Jim Foster, Stacey Goodlett and McArthur "Mac" Warren to the Attention Center Advisory Board, commencing January 1, 2000 and ending December 31, 2001. (19992354)

MOTION: Steinman moved and Heier seconded approval. On call Heier, Steinman, Workman and Hudkins voted aye. Motion carried.

I. Appointment of Linda Todd, Phil Rooney and Sheila Kepler to the Lancaster County Extension Board, commencing January, 2000 and ending January, 2003. (19992355)

MOTION: Heier moved and Steinman seconded approval. On call Hudkins, Steinman, Heier and Workman voted aye. Motion carried.

J. Reappointment of Jodi Henning, Sandra Carmichael, Cindy Howden and Priscilla Adams to the Community Mental Health Center Advisory Committee, beginning January, 2000 and ending December 2003. (19992356)

MOTION: Steinman moved and Heier seconded approval. On call Hudkins, Heier, Workman and Steinman voted aye. Motion carried.

6) **CONSENT ITEMS:** These are items of business that are routine and which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

A. Contracts between the County Engineer and the following relating to road improvements:

- * **Linda L and William C Smith on Pioneers Boulevard, 98th to 112th Streets, in the total amount of \$3,804.56 (3 contracts) (19992238) (19992239) (19992240)**
- * **Wallace Becker on Pioneers Boulevard, 98th to 112th Streets, in the total amount of \$5,111 (2 contracts) (19992228) (19992229)**
- * **Wayne L and Judith A Phillips on Southwest 40th Street, Van Dorn to "A" Streets, in the total amount of \$2,436.25. (19992271) (19992272)**
- * **Grace Barnes and Mary and Ann Harker on Southwest 40th Street, Van Dorn to "A" Streets, in the amount of \$1,651. (19992273)**

- * **Alice M Spath on Bluff Road between 70th and 84th Streets, in the amount of \$409.45. (19992274)**
- * **Ronald and Lucille Hinrichs on Bluff Road between 70th and 84th Streets, in the amount of \$650.45. (19992275)**

MOTION: Steinman moved and Heier seconded approval of the Consent Items.

Heier stated he has very strong concerns regarding density and land use issues in connection with the purchase of lands by the County for road purposes. He stated he would be voting in favor of the contracts because it his understanding that there are no density issues involved because the property is located within the three-mile jurisdiction of the City. He added he would be willing to go back and review the contracts if a density issue is found which would effect the purchases.

Hudkins stated the contracts with Alice Spath and Ronald and Lucille Hinrichs are not within the three-mile jurisdiction. It is his understanding that the Planning Department and the County Attorney's Office are developing a possible policy.

Hudkins stated the County Assessor's Office recommends that the County have property conveyed on a fee basis and not enter into easements.

ROLL CALL: Heier, Steinman, Hudkins and Workman voted aye. Motion carried.

7) **ADJOURNMENT:**

MOTION: Heier moved and Steinman seconded adjournment of the Board of Commissioners meeting. On call Steinman, Workman, Heier and Hudkins voted aye. Motion carried.

Bruce Medcalf
County Clerk